

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 467 OF 2016

SMT. KISHORI SHAMSUNDAR NEOGI,
REP. THR. POA SHRI DWARKA RAO AND
13 ORS.,

... Petitioners

Versus

STATE OF GOA, THR. ITS CHIEF
SECRETARY AND 2 ORS.,

... Respondents

Shri S.S. Kantak, Senior Advocate with Advocate P. Talaulikar for
the petitioners.

Shri A. Prabhudessai, AGA for the respondent no.1.

Shri A.D. Bhobe, Advocate for the respondent nos. 2 and 3.

Coram:- F. M. REIS &
NUTAN D. SARDESSAI, JJ.

Date:- 4th May, 2016

P.C.

Heard Shri S.S. Kantak, learned Senior Counsel appearing for
the petitioners, Shri A. Prabhudessai, learned AGA for the
respondent no.1 and Shri A.D. Bhobe, learned counsel appearing for
the respondent nos.2 and 3.

2. The main grievance of the petitioners is that an application
dated 7th March, 2016 to obtain occupancy certificate of the subject
construction is still pending before the respondent nos. 2 and 3 for
consideration. The learned Senior Counsel appearing for the
petitioners submits that the petitioners has filed the application for
occupancy certificate after obtaining the completion certificate from
the North Goa Planning and Development Authority. It is further

submitted that such certificate in terms of Section 263(2) of the City Corporation of Panaji Act has to be issued within 15 days from the receipt of the such application. Shri Bhobe, learned counsel appearing for the respondent nos. 2 and 3 does not dispute that the matter with regard to the grant of the occupancy certificate is still not decided by the respondent nos. 2 and 3.

3. Hence, we find it appropriate to direct the respondent nos.2 and 3 to decide the application dated 7th March, 2016 of the petitioners, for occupancy certificate and other incidental claims as expeditiously as possible within one week from today in accordance with law.

4. With the above directions, the petition is disposed of accordingly.

NUTAN D. SARDESSAI, J.
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F. M. REIS, J.